

ATTACHMENT 5 – Environmental Considerations Checklist

Environmental Considerations Checklist FEMA- -DR- Hazard Mitigation Grant Program Project

I. Compliance Review for Environmental Laws (other than NEPA)

A. National Historic Preservation Act

HISTORIC STRUCTURES

Activity Excluded from Review – review concluded

Structure less than 50 years old – review concluded

Structure over 50 years old and activity not excluded

Structure Determined Ineligible (SHPO/ FEMA determination on file)
- review concluded

Structure Determined Eligible (SHPO/ FEMA determination on file)

No Effect Determination

Are project conditions required? YES NO

No Adverse Effect Determination

Are project conditions required? YES NO

Adverse Effect Determination

Are project conditions required (SMMA or MOA)? YES NO

Comments:

ARCHEOLOGICAL RESOURCES

Project involves minor disturbance to a previously disturbed area – review concluded

Project does not involve any or only minor disturbance of previously undisturbed ground -
review concluded

Project involves greater than minor disturbances of previously undisturbed ground

SHPO indicates low potential for presence of archeological resources – review concluded

SHPO indicates high potential for resources to be present

No Effect Determination

Are project conditions required? YES NO

No Adverse Effect Determination

Are project conditions required? YES NO

Adverse Effect Determination

Are project conditions required (SMMA or MOA)? YES NO

Comments:

ATTACHMENT 5 – Environmental Considerations Checklist

B. Endangered Species Act

Project does not affect the physical environment (land disturbance, vegetation removal, sedimentation, dust, noise/waste/hazardous materials emission into the environment, etc.) – review concluded

Project affects the physical environment

Threatened or endangered species not present – review concluded

Species present

Review and consultation process completed and on file

Are project conditions required? YES NO

Comments:

C. Fish and Wildlife Coordination Act

Project is not located in a waterway and does not affect a waterway – review concluded

Project is in or affects a waterway

Consultation with US Fish and Wildlife Service complete and on a file

Are project conditions required? YES NO

Comments:

D. Wild and Scenic Rivers Act

Project is not along and does not affect Wild or Scenic River – review concluded

Project is along or affects Wild or Scenic River

Consultation complete and on file

Are project conditions required? YES NO

Comments:

E. Coastal Zone Management Act

Project is not located in a coastal zone area – review concluded

Project is located in a coastal zone area

Consultation with relevant agency completed

Are project conditions required? YES NO

Comments:

ATTACHMENT 5 – Environmental Considerations Checklist

F. Clean Water Act-Section 404

Project is not located in a waterway/body or jurisdictional wetland subject to Section 404 – review concluded

Project is located in a waterway/body or jurisdictional wetland

Project falls under a Section 404 Nationwide Permit, Permit # _____

Consultation with Corps of Engineers completed

Are project conditions required? YES NO

Comments:

G. Other Relevant Laws and Environmental Regulations

Identify Law/Regulations, Issues, and Resolution

Comments:

II. Compliance Review for Executive Orders

A. E.O. 11988 – Floodplains

Outside Floodplain and No Effect on Floodplains/Flood levels - review concluded

Located in Floodplain or Effects on Floodplains/Flood levels

Minimal investment in floodplain – review concluded

Beneficial Effect on Floodplain Occupancy/Values – review concluded

Possible adverse effects associated with investment in floodplain, occupancy or modification of floodplain environment

8 Step Process Complete – public notice and documentation on file – review concluded

Are project conditions required? YES NO

Comments:

B. E.O. 11990 – Wetlands

Outside Wetland and No Effect on Wetlands – review concluded

Located in Wetland or Effects on Wetlands

Beneficial Effect on Wetland - review concluded

Possible adverse effect associated with constructing in or near wetland

8 Step Process Complete – public notice and documentation on file - review concluded

Are project conditions required (SMMA or MOA)? YES NO

ATTACHMENT 5 – Environmental Considerations Checklist

Comments:

C. E.O. 12898 – Environmental Justice For Low Income and Minority Populations

No Low income or Minority Population in or near project area – review concluded

No Adverse effects to any population – review concluded

Low income or Minority Population in or near project area

No disproportionately high or adverse effects on low income or minority population - review concluded

Disproportionately high or adverse effects on low income or minority population

Public involvement, assessment, and mitigative measures resolved – review concluded

Are project conditions required?

YES NO

Comments:

III. Other Environmental Issues

Identify other potential environmental concerns in the comment box not clearly falling under a law or executive order.

Comments:

IV. Extraordinary Circumstances

Based on the review of compliance with other environmental laws and Executive Orders, and in consideration of other environmental factors, review the project for extraordinary circumstances.

* A “Yes” under any circumstances requires an Environmental Assessment (EA) with the exception of (ii) which should be applied in conjunction with controversy on an environmental issue.

Yes No

(i) Greater scope or size than normally experienced for a particular category of action

(ii) Actions with a high level of public controversy

(iii) Potential for degradation, even though slight, of already existing poor environmental conditions;

ATTACHMENT 5 – Environmental Considerations Checklist

(iv) Employment of unproven technology with potential adverse effects or actions involving unique or unknown environmental risks;

(v) Presence of hazardous or toxic substances at levels which exceed Federal, state or local regulations or standards requiring action or attention;

(vi) Presence of endangered or threatened species or their critical habitat, or archeological, cultural, historical or other protected resource;

(vii) Actions with the potential to affect special status areas adversely or other critical resources such as wetlands, coastal zones, wildlife refuge and wilderness areas, wild and scenic rivers, sole or principle drinking water aquifers:

(viii) Potential for adverse effects on health or safety; &

(ix) Potential to violate a federal, state, local or tribal law or requirement imposed for the protection of the environment.

(x) Potential for significant cumulative impact when the proposed action is combined with other past, present and reasonably foreseeable future actions, even though the impacts of the proposed action may not be significant by themselves.

Comments:

V. Environmental Review Project Conditions

1. If ground disturbing activities occur during implementation, the applicant will monitor excavation activity, and if any artifacts or human remains are found during the excavation process all work is to cease and the applicant will notify FEMA, the state emergency management agency, and SHPO.
2. The applicant must follow all applicable local, state, and Federal laws, regulations, and requirements for the abatement and disposal of lead, asbestos, and other routinely encountered hazardous substances. If there is an unusual material encountered or there is an extraordinary amount of lead, asbestos, or other routinely encountered material the applicant will contact FEMA, the state emergency management agency, and the relevant state or Federal agency with authority for regulation of the material.

Other Required Project Specific Conditions

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Prepared By: _____

Date: _____